

A RESOLUTION

BY TRANSPORTATION COMMITTEE

03- 2 -2120

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE A TEMPORARY CONSTRUCTION EASEMENT WITH DELTA AIR LINES TO SUPPORT CONSTRUCTION OF THE MAYNARD HOLBROOK JACKSON JR. INTERNATIONAL TERMINAL SITE DEVELOPMENT; AUTHORIZING MAYOR OR HER DESIGNEE TO EXECUTE APPROPRIATE INSTRUMENTS TO EVIDENCE THE GRANTING OF SUCH EASEMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (hereinafter "City"), as owner and operator of the Hartsfield-Jackson Atlanta International Airport, has undertaken a major expansion of the Airport to accommodate the increasing air traffic at the airport, including construction of the Maynard Holbrook Jackson Jr. International Terminal; and

WHEREAS, the Maynard Holbrook Jackson Jr. International Terminal construction project requires the encroachment onto property owned by the City of Atlanta and leased to Delta Air Lines; and

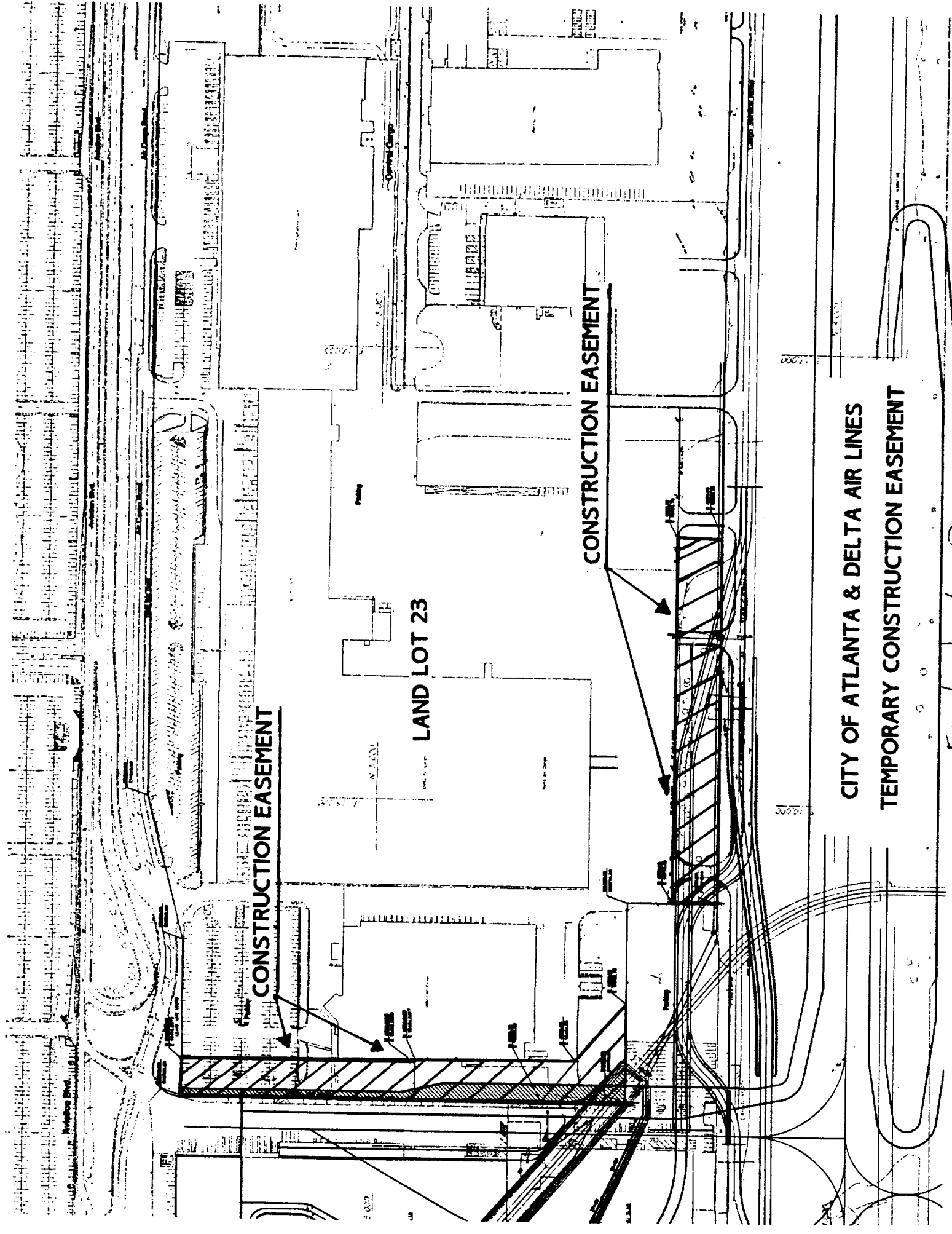
WHEREAS, the encroachment will allow for an adequate safety buffer to be placed which will shield property leased to Delta Air Lines from the construction of a deep foundation cap for the Flint River Culvert; and

WHEREAS, in order to accomplish the Flint River Culvert construction, it is necessary for Delta Air Lines to grant a Temporary Construction Easement to the City of Atlanta so that access may be granted and construction can begin.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and is hereby authorized to execute on behalf of the City a Temporary Construction Easement with Delta Air Lines to support construction of the Maynard Holbrook Jackson Jr. International Terminal site development, exact location of which is set forth on Exhibit A.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare an appropriate Easement for execution by the Mayor.

BE IT FINALLY RESOLVED, that this Temporary Construction Easement shall not become binding on the City and the City shall not incur no liability upon same until such Easement has been executed by the Mayor and delivered to Delta Air Lines.



**CITY OF ATLANTA & DELTA AIR LINES
TEMPORARY CONSTRUCTION EASEMENT**

Exhibit A